

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

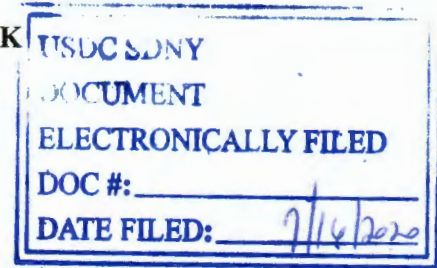
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FERRING B.V., FERRING  
INTERNATIONAL CENTER S.A., and  
FERRING PHARMACEUTICALS INC.,

Plaintiffs and  
Counter-Defendants,

-against-

SERENITY PHARMACEUTICALS, LLC,  
REPRISE BIOPHARMACEUTICS, LLC,

Defendants and  
Counterclaimants.  
\_\_\_\_\_



No. 17 Civ. 9922 (CM)(SA)

**NOTICE TO COUNSEL**

McMahon, C.J.:

Please upload unredacted versions – in both Word and PDF format – of your respective Findings of Fact and Conclusions of Law to a folder on the trial's Box.

I also need a translation table that gives me OUR trial exhibit number for the various exhibits that were also cited in Judge Castel's Findings of Fact and Conclusions of Law. I recognize that not all of the exhibits before Judge Castel were part of our case. The sooner you can get me a translation table, the better.

At oral argument, you should be prepared to discuss the significance of various specific findings made by Judge Castel, including whether the key differences between the Fein patents (which do not claim a specific dose, but rather claim any dose that would lead to a specific result) and the Ferring patents (which do claim specific dosages) are relevant to inventorship issues, and whether the shift in the burden of proof makes any difference.

Dated: July 16, 2020

A handwritten signature in black ink, appearing to read "Peter McMahon", written over a horizontal line.

Chief Judge

BY ECF TO ALL COUNSEL